

In the United States Patent and Trademark Office

In the application of:) **Examiner:** TBA
Robert Kopetzky)
)
Application No.: 10/532,458) **Group Art Unit:** TBA
)
Filing Date: 04/22/2005) **Attorney Docket No.:** 41587-377
)
Entitled: Transmission Amplifier)
Assembly for a Bowden Cable and Method)
of Using the Same)

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

On November 8, 2005, a Notification of Missing Requirements under 35 U.S.C. in the United States Designed/Elected Office (DO/EO/US) ("Notice") was mailed to Applicant, indicating the oath or declaration was missing and requesting additional claim fees for multiple dependent claims. In response, attached hereto is a copy of the Notice, signed Declaration, and Preliminary Amendment to amend the claims.

A check in the amount of \$130.00 for filing this Response is enclosed. The Office is authorized to charge any additional fees and/or credit any overpayment to deposit account number 08-3460. A duplicate copy of this sheet is enclosed.

Grant D. Kang Dec. 16, 2005
Grant D. Kang, 37,654
Husch & Eppenberger, LLC
190 Carondelet Plaza
St. Louis, Missouri 63105
Telephone Number: 314-480-1500
Facsimile: 314-480-1505

Customer No. 029493

FORM PTO-1390 (REV. 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 41587-377
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/532,458
INTERNATIONAL APPLICATION NO. PCT/EP03/11909	INTERNATIONAL FILING DATE 27 October 2003			PRIORITY DATE CLAIMED 23 October 2002
TITLE OF INVENTION Transmission Amplifier Assembly For A Bowden Cable and Method of Using the Same				
APPLICANT(S) FOR DO/EO/US Robert Kopetzky and Veit Stöbel				
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
<ol style="list-style-type: none"> <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154 (d)(4). <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 				
Items 11 to 20 below concern document(s) or information included:				
<ol style="list-style-type: none"> <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A change of power of attorney and/or address letter. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> Other items or information: Power of Attorney, Check, Postcard. 				

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) TBA		INTERNATIONAL APPLICATION NO. PCT/EP03/11909		ATTORNEY'S DOCKET NUMBER 41587-012902WOUS											
<p>The following fees are submitted:</p> <p>21. <input type="checkbox"/> Basic fee \$300</p> <p>22. <input type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....\$100 All other situations.....\$200</p> <p>23. <input type="checkbox"/> Search Fee Search fee (37 CFR 1.44(a)(2)) has been paid on the international application to the US PTO as an International Searching Authority.....\$100 International Search Report prepared and provided to the Office.....\$400 All other situations\$500</p>				CALCULATIONS PTO USE ONLY <table border="1"> <tr> <td>\$0</td> <td></td> </tr> </table>		\$0		\$0		\$0		\$0		\$0	
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TOTAL OF 21, 22 AND 23=				\$0											
<input type="checkbox"/> Additional fee for specification and drawings files in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.															
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE											
-100-	/50=			X \$250	\$0.00										
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$											
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE											
Total claims		17 - 20 =	0	x \$ 50	\$0.00										
Independent claims		2 - 3 =	0	x \$200	\$0.00										
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+\$360											
TOTAL OF ABOVE CALCULATIONS =				\$1000.00											
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$											
				SUBTOTAL = \$0											
Surcharge fee of \$130.00 for furnishing the signed Declaration.				\$130.00											
				TOTAL NATIONAL FEE = \$0											
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+\$0.00											
				TOTAL FEES ENCLOSED = \$130.00											
12/21/2005 GFREY1 00000152 10532458				Amount to be refunded:	\$										
01 FD:1617 130.00 OP				charged:	\$										
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$130.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>08-3460</u> in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>08-3460</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>															
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to review (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO: Grant D. Kang, Reg. No. 37,651 Husch & Eppenberger, LLC 190 Carondelet Plaza St. Louis, MO 63105 (314)480-1500</p> <p>Date: <u>Dec. 16, 2005</u></p>															

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s) Robert Kopetzky et al.		Docket No. 41587-377
Appl. No. 10/532,458	Filing Date 04/22/2005	Priority Date 25 October 2002
<p>Title: TRANSMISSION AMPLIFIER ASSEMBLY FOR A BOWDEN CABLE AND METHOD OF USING THE SAME</p> <p>I hereby certify that the following correspondence: Transmittal Letter to the United States Receiving Office Concerning a Filing Under 35 USC 371 Response to Notification of Missing Requirements Required Copy of Notification of Missing Requirements Declaration Power of Attorney Preliminary Amendment Return Receipt Postcard is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 21313-1450 on <u>December 16, 2005</u>.</p>		
<p><u>Karen K. Sonsteb</u> (typed or Printed Name of Person Mailing Correspondence)</p>  <p>(Signature of Person Mailing Correspondence)</p> <p><u>EV697643320US</u> ("Express Mail" Mailing Label Number)</p>		
<p>Husch & Eppenberger, LLC 190 Carondelet Plaza, Suite 600 St. Louis, MO 63105 314.480.1500 telephone 314.480.1505 facsimile</p>		



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,458	Robert Kopetzky	41587-377

29493
 HUSCH & EPPENBERGER, LLC
 190 CARONDELET PLAZA
 SUITE 600
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RECEIVED

NOV 14 2005

Husch-Eppenberger LLC

INTERNATIONAL APPLICATION NO.

PCT/EP03/11909

I.A. FILING DATE	PRIORITY DATE
10/27/2003	10/25/2002

CONFIRMATION NO. 3908
 371 FORMALITIES LETTER



OC000000017403841

Date Mailed: 11/08/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/22/2005
- Copy of the International Search Report filed on 04/22/2005
- Copy of IPE Report filed on 04/22/2005
- Copy of Annexes to the IPER filed on 04/22/2005
- Information Disclosure Statements filed on 04/22/2005
- Request for Immediate Examination filed on 04/22/2005
- U.S. Basic National Fees filed on 04/22/2005
- Priority Documents filed on 04/22/2005
- Specification filed on 04/22/2005
- Claims filed on 04/22/2005
- Drawings filed on 04/22/2005

Action: file response
 DOCKETED/H&E 11/08/06
 Due Date: 11/14/06
 By: DLB
 2d Check: _____

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$360 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing item is identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$490 for a Large Entity:

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 360
 - \$360 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,458	PCT/EP03/11909	41587-377

FORM PCT/DO/EO/905 (371 Formalities Notice)